

DR. FOSTER WILL GO TO BIRMINGHAM

Petersburg Presbyterians Reluctantly Consent to Give Up Pastor.

ELKS' MEMORIAL SERVICES

Two Boys Accidentally Shot, One Seriously, While Out Hunting.

Times-Dispatch Bureau. 109 North Sycamore Street, Petersburg, Va., December 6.—The memorial exercises held yesterday afternoon in the Lyric Theatre by Petersburg Lodge of Elks in commemoration of the dead of the order, attracted a large assemblage of members and friends, and were impressive and beautiful. Richard L. Mann presided as master of ceremonies, and Charles L. Page, of Manchester, was the orator. He delivered a very chaste and eloquent address, paying handsome tribute to the dead, and speaking in high praise of the noble principles of the order. The Rev. W. C. Taylor, D. D., of the First Baptist Church, offered the invocation and pronounced the benediction. The instrumental selections, and Miss Jean Greenway, of Petersburg, one of Petersburg's sweetest singers, sang the vocal selections. The opening and closing exercises by the lodge were impressive.

Pastor's Resignation Accepted.
The Rev. Russell Cecil, D. D., of Richmond, occupied the pulpit of Tabb Street Presbyterian Church Sunday morning, and afterwards presided over a meeting of the congregation held to consider the resignation of the pastor, the Rev. J. S. Foster, D. D. James P. Banks acted as secretary. Dr. Cecil read the resignation of the pastor, in which the pastor tendered his resignation to the congregation would join with him in asking East Hanover Presbytery to dissolve the official relations between the pastor and the church. In his letter, Dr. Foster spoke tenderly of the personal ties of love and friendship formed during his eight years of ministry in Petersburg, which neither time nor distance nor severance of official relations could dissolve, and which would ever remain fresh with him. The letter was heard amidst intense silence. James P. Banks spoke in high terms of Dr. Foster as a man and pastor, and of the good work he had done in Petersburg, and the respect with which the church and people would part with him. Mr. Banks offered resolutions expressing the love and appreciation of the congregation for Dr. Foster, sincere regret over his leaving Petersburg, accepting his resignation, and according to his request to join in asking presbytery to dissolve the relations existing between him as

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pastor and the church. The resolutions, which were adopted unanimously, also provided for the appointment of a commission to represent the church in presbytery and to present its action on the resignation. Alexander Hamilton was elected the commissioner to the presbytery.

It is understood that East Hanover Presbytery will meet in Richmond next Monday, to act on Dr. Foster's resignation. Dr. Foster has accepted the call to the First Presbyterian Church in Birmingham, Ala., for which city he expects to leave early in January. Dr. Foster had previously, within the last eighteen months, declined calls to a chair in the university at Clarksville, Tenn., and to large churches in New Orleans, Augusta, Ga., and Sherman, Texas.

Accidentally Shot.
S. J. Blincoe, telegraph operator at Dunlop, in Chesterfield county, on the Atlantic Coast Line Railroad, while handling his pistol Saturday night, accidentally caused its discharge, the ball entering his wrist. He was treated at the hospital here.

The funeral of Sister Mariana, of the Catholic Sisterhood of Charity, took place from St. Joseph's Church this morning, and the burial was in St. Joseph's Cemetery. A large congregation was present to pay tribute of respect. Sister Mariana had been a sister of Charity for forty-eight years, during twenty-eight of which she was stationed in St. Louis, from which city

she came to Petersburg several months ago. A delegation of St. Louis friends came on to attend the funeral. Peter Broadnax, colored, while riding up Sycamore Street on his bicycle last evening, came in collision with Dr. Lewis Pilcher's automobile, which was coming down the street. He was thrown and sustained a double fracture of one of his forearms and injuries about the head.

A number of negro boys were fined in the Police Court this morning for shooting craps on Sunday, and a similar scene was witnessed almost every Monday morning in court.

Boys Shot While Hunting.
Three youths of Swift Creek village, near Dunlop's Station, in Chesterfield county—Harvey Daniels, Joseph Vaughan and Andrew Ashby—went hunting in the neighborhood Friday afternoon, and soon afterwards two of them—Daniels and Ashby—returned wounded by the accidental discharge of the gun in the hands of Vaughan, who had been cautioned about the careless handling of his weapon. Daniels, aged about eighteen, received the load of No. 6 shot in his side, the shot passing through the flesh and striking young Ashby in the elbow. Daniels is in the Petersburg Hospital, and his wound is regarded as serious.

John P. Lawrence, a well-known painter, while at work to-day at the new express building, at the Union Station, was struck on the head by a falling plank and painfully injured. He received prompt attention and was taken to his home.

BIG IMPROVEMENT IN ROADS.

Conditions Shown in Letters to Capital Highway Association Directors.

PINEHURST, N. C., December 6.—At a meeting of the Capital Highway Association directors, held here on Saturday, it was reported that by New Year's the road from Pinehurst to Augusta, Savannah and Jacksonville will be in good auto touring condition. By that date the road from Raleigh to the Virginia line, between Roanoke Rapids and Emporia, will be completed. There will be thirty miles of the distance between Pinehurst and Raleigh far from good, but readily negotiable. Secretary Frank W. Williams, of Richmond, read the following letter from Allen Potts, of the Times-Dispatch, and Lewis C. Williams, of Richmond, to the Capital Highway Association, dated December 4, 1909: "We, C. Wright of Jarratt, R. B. Hartley, of Bowling Green, E. D. Cole, of Fredericksburg, and others, on progress and conditions in Virginia."

A number of New York autoists requested the Capital Highway Association to try to work out a connection with Norfolk.

The secretary was accordingly authorized to bring about a connection with a route between Weldon and Norfolk.

It was suggested that many motorists would like to go to the coast from Boston, Providence, New York, Philadelphia and Baltimore to Norfolk if they could get a good road from there to some point on the capital route.

President Leonard Tufts entertained the directors to dinner at the hotel. The afternoon showed them over his 7,000-acre estate here and Moore county's good sand clay roads.

WILL NOT TAKE DISCHARGE.

Brewster Seamen Claim They Should Be Given Passage to Germany.

NORFOLK, Va., December 6.—West Indian negroes employed on the ill-fated steamer Brewster, lost on the shoals of Hatteras last week, who have arrived in Norfolk, along with Captain Nix, are making a fight against being discharged at this point, and have refused to accept a discharge or receive money. They claim that under international agreement and the articles of shipping, they are entitled to be returned to their home in Jamaica and also entitled to pay until landed there, as well as passage home. Captain Nix denies that any such agreement is in their hands, and declares they are merely seamen, and can be discharged at any time.

He estimates that the loss of the Brewster entails a total loss of \$10,000, including the cargo. He expects to return at once to Germany.

LITTLE EXPECTS NEW TRIAL.

His Counsel Will Carry Case to the State Supreme Court.

ROANOKE, Va., December 6.—Howard Little, the ex-United States deputy marshal, who last week was convicted of Grundy and the murders of Mrs. Betsy Justice and five members of the George Meadows family in Buchanan county, and sentenced to die in the electric chair at Richmond January 7, and who has been in Roanoke jail since his conviction for safe-keeping, to-day made a last appeal to the State Supreme Court. The attorney, Mr. J. H. Wilson, of Lebanon, informing the doctored man that he is planning to carry the case to the State Supreme Court. The attorney also has asked the penitentiary authorities to allow Little to remain in Roanoke jail until the case is decided. Little says the application for death watch is constantly over Little. Little spends his days talking with his guard and fellow-prisoners. He sleeps all night, and has a fine appetite. He now has high hopes of a new trial, and declares he will prove his innocence.

WOUND PROVES FATAL.

J. H. Smithson Dies From Blow Struck by Negro.

WILLIAMSBURG, Va., December 6.—J. H. Smithson, the young Warwick county lumberman, who was struck on the head by a negro employee, died yesterday in a New York hospital. He was taken for treatment. Mr. Smithson received the blow intended for a negro.

DR. CALISCH MAKES ADDRESS TO ELKS

Raleigh Lodge Holds Lodge of Sorrow—Pardons by the Governor.

RALEIGH, N. C., December 6.—Rev. Edward N. Calisch, D. D., Richmond, was the orator for the annual memorial service Sunday afternoon by Raleigh Lodge, No. 789, B. P. O. E. It was an address of unusual interest and appropriateness, forcible and eloquent to a degree. He reviewed the admirable principles of the order, commending the beautiful custom of the Elks in paying tribute to the dead, and in a "lodge of sorrow." Raleigh lodge has lost seven members during the four years it has existed, and only one of these having died within the past year.

Governor Kitchen names as additional delegates to the National Elks' and Harbors Congress, Washington, D. C., December 8 to 10: E. R. McKeltnan, R. R. Hoyle, C. C. McMillan, W. L. Hawley, of Fayetteville; Gilbert T. Stephenson, Pendleton, and James R. Mitchell, Winton. These make about 120 delegates to this congress that the Governor has commissioned. There seems to be more interest in it than in any meeting to which delegates from this state have been appointed in a great while. It looks like the State will be exceptionally well represented.

Pardons by the Governor.
Solomon Ichoury, an eighteen-year-old Syrian, receives a pardon from Governor Kitchen that releases him from thirteen years of a fifteen years' sentence for burglary in the house and store of his uncle, with whom he lived in Fayetteville. The boy's father has come from Syria and settled for the misdeeds of the son, who is reported to the Governor by the prison authorities as a mental, physical and moral wreck. The pardon is conditioned on good behavior.

Harriet Miller, serving twelve months in Rutherford, and Henry Huthrie, serving a similar term in Orange county for retailing whiskey, are pardoned.

Charters by the State.
The Roanoke Light and Power Company received a charter to-day, with \$500,000 capital, by J. A. Long, Jr., U. C. C. and others, for general electric lighting and power business. Another charter is to the Trent River Oak Grove College and Industrial Training School, Jacksonville, Onslow county; no capital stock; incorporators, D. White, A. J. Jones and others. There were twelve cases for drunk and disorderly conduct taken to the police say that some of the worst cases of drunkenness gotten in here in a great while were taken in custody Sunday. It was necessary to send out and get drugs of various kinds with which to tone down their nervous and general physical status.

One of the best men on the police force—one most active in efforts to keep the city clean and free from filth—was taken to the hospital to-day, suffering from a severe attack of pneumonia.

JUDGE HORSLEY'S WILL.

Estate Goes to Family, His Wife Securing the Homestead.

LYNCHBURG, Va., December 6.—The last will of Judge John D. Horsley was probated in the Corporation Court to-day, all the property passing to the family of the testator.

The will divides the family home on Federal Street to the widow, who also

receives one-third of the stocks, bonds and money belonging to or due the testator at the time of his death.

The remainder of the property is to go to the children, share and share alike, excepting that the personal representatives are appointed trustees for the son, Bland M. Horsley, whose share is to be held in trust for his support.

LOG TRAINS IN COLLISION.

One Engine Derailed and Several Cars Destroyed.

[Special to The Times-Dispatch.]

NEWBERN, N. C., December 6.—Two log trains on the Norfolk and Southern Railroad, one eastbound and the other westbound, collided here Sunday about daybreak this morning at Mill Siding, six miles west of Newbern. Engine 103, Conductor Pigford and Engineer Smith, left Newbern with a string of empty log cars for the John L. Roper Company's railroad line, which leaves the Norfolk and Southern main line at Mill Siding, and runs into Jones county. When near Mill Siding engine 28, Conductor Coward and Engineer Hancock, with a string of loaded log cars, met them head-on. The two engines were only a short distance apart before the danger was discovered, and the crews jumped and were unhurt, except for a negro train hand, who was slightly hurt. Both trains were running very slow on account of the fog and smoke from the forest fires along the lines, and thus the collision was the result of a small distance. A number of log cars were destroyed and engine 102 derailed. The track was damaged and blocked to such an extent that the morning passenger trains were delayed at the wreck. Late this afternoon the track was cleared and the evening trains came through without transferring.

D. LOWENBERG SERIOUSLY ILL.

Little Hope for Recovery of One of Norfolk's Leading Citizens.

[Special to The Times-Dispatch.]

NORFOLK, December 6.—The serious illness of D. Lowenberg, one of Norfolk's richest and most influential citizens, is announced to-day. He was stricken Saturday with congestion of the lungs, and owing to his extreme age there is little hope for his recovery.

Mr. Lowenberg was seated on the veranda of the Monticello Hotel, in which he is largely interested financially, and which he operated, when he stricken Saturday night. He has steadily weakened. The members of the family are at the bedside, except Mrs. Lowenberg, who is ill in bed at the present time, and has not been informed of the condition of her husband. Mr. Lowenberg recently celebrated his seventieth birthday, and has been in poor health for some months.

To-day Mr. Lowenberg rallied under the administration of oxygen, and the physicians hold out a slight hope of his recovery.

BAPTIST STATE CONVENTION.

Considerable Interest Felt in Election of President.

[Special to The Times-Dispatch.]

VADESBORO, N. C., December 6.—Every train is bringing delegates to the Baptist State Convention, which convenes in the seventy-ninth annual session to-morrow night. The preliminary conference was in session to-night, and will continue through to-morrow. The annual address to-night, by Rev. Baptist Cade, of Shelby, on the theme, "The Preacher's Opportunity in the Twentieth Century," was a masterpiece. Rev. Cade's address, D. D., of Greensboro, thrilled the audience with an address on "Evangelism."

The convention proper opens with the address to-morrow night, and the preacher will be Rev. George T. Watkins, pastor at Goldsboro. Immediately following the sermon, the organization will be perfected, and president elected. There is considerable interest in this question, and it is certain that a layman will be chosen, there are several prominent workers in the denomination who are urging their friends for the position, which is the highest honor in the gift of the convention.

SALE OF N. & S. TO-DAY.

Capitalists From North and East Arrive to Attend Auction.

NORFOLK, Va., December 6.—The Norfolk and Southern Railway, which passed into the hands of receivers here Sunday, will be sold at public auction at noon to-morrow.

New York capitalists of the North and East will be here.

The sale is under foreclosure proceedings by the Trust Company of America, trustees under the Norfolk and Southern's first and refunding, authorized mortgage of \$25,000,000. While it is generally accepted that the Norfolk and Southern will probably be bought in for the reorganization, in which Marsden J. Perry, of Providence, R. I.; Thomas L. Chadbourne and Oakleaf Thorne, of New York, are the leading spirits, it is understood that there will be rather unexpected opposition bidding from Philadelphia and possibly other places.

PLEAD FOR COMMUTATION.

Argument for Change of Sentence Against Baxter Shemwell.

[Special to The Times-Dispatch.]

RALEIGH, N. C., December 6.—For nearly three hours to-day, Major Chas. M. Steadman, as counsel, and other members of a delegation, pleaded with Governor Kitchen for the commutation of the sentence of six months' imprisonment against Baxter Shemwell, a prominent citizen of Lexington, to a fine. The sentence was for drawing two revolvers on a Southern Railway conductor and threatening to kill him

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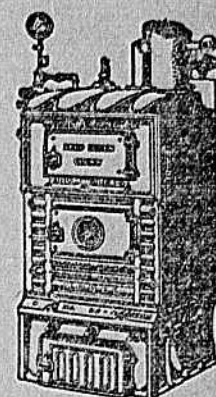
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USED HOMEMADE COFFIN.

John Pitman Buried in Casket Which He Made Himself.

[Special to The Times-Dispatch.]
SUFFOLK, Va., December 6.—The friends of John Pitman, a farmer of Southampton county, having frequently been enjoined to bury him in a walnut coffin which he had made from a selected tree more than twenty years ago, found it necessary to use two caskets. When Pitman died a day or so ago in a Norfolk hospital the body was shipped in a modern coffin from Norfolk to Southampton, where the transfer was made. The homemade box had been stored at Courtland, the county seat.

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Elgin Butter, per pound 32c
Baker's Cocoa and Chocolate, cake 10c
Large 5-String Broom 30c
Good Sugar Corn for 7c
Best Granulated Sugar 5 1/2c
New Seeded Raisins, 1-lb. pkg. 8c
California Prunes, per lb. 5c
Good Mince-meat, per pound 7c
New Citron per pound 15c
Best City Meal, 22c peck; or, per bushel 85c
Snowflake Patent Family Flour, 4-lb. bag; or, per barrel \$6.00
Best Cream Cheese, per pound 18c
New Cleaned Currants, 1-lb. pkg. 9c
California Evaporated Peaches, 3 pounds for 25c
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